

City Council Special and Regular Meetings, March 13, 2001

Twin Pines Senior and Community Center, 1229 Ralston Avenue

SPECIAL MEETING - 6:30 P.M.

STATE OF THE CITY ADDRESS BY MAYOR HAHN

Mayor Hahn presented her State of the City Address. The text of this address is on file in the City Clerk's office and will be posted on the City Website.

Meeting televised but not tape recorded.

REGULAR MEETING - 7:45 P.M.

ROLL CALL

COUNCILMEMBERS PRESENT: Warden, Hahn, Wright, Rianda, Cook

COUNCILMEMBERS ABSENT: None

Staff Present: City Manager Kersnar, City Attorney Savaree, Public Works Director Curtis, Community Development Director Ewing, Finance Director Fil, Interim Police Chief Mattei, Fire Chief Jewell, Parks and Recreation Director Mittelstadt, City Clerk Kern.

Others Present: City Treasurer Mason

SPECIAL ORDERS OF THE DAY/PRESENTATIONS

Introduction of Police Chief Janke

City Manager Kersnar introduced Police Chief Janke and his wife.

Chief Janke thanked the Officers and staff for keeping the Department in such good shape. He said he was looking forward to beginning work in Belmont.

PUBLIC/COUNCIL COMMENTS

Mr. Eckert, 1814 Oak Knoll, stated that he had received information about his parking concerns on Hillman and would not be pursuing this subject. Mr. Eckert expressed his concern about the process used regarding his neighbors deck. He requested that Council direct staff to move forward with legalizing this construction.

Mrs. Peceimer, 2724 Monserat, thanked everyone involved with the Library Bond Measure campaign including Councilmembers Cook and Warden.

Mr. Braunstein, 2612 Carlmont Drive, thanked Council for going forward with this Bond Measure and thanked his two co-chairs, Councilmember Cook and Warden for all their help.

C. Rianda thanked everyone for their efforts on this Bond Measure.

C. Cook thanked all the volunteers, especially Mr. Braunstein and Ms. Peceimer .

C. Warden expressed his thanks to everyone for their all out effort on the successful Bond Measure.

AGENDA AMENDMENTS

Mayor Hahn announced that Consent Calendar item 4-E(Approving plans for City Hall) would be tabled until the meeting of 3/27.

CONSENT CALENDAR

Approval of meeting minutes: Special and Regular Meeting February 13, Special Jt. Meeting Council/Finance Commission February 15, 2001.

Approval of Warrant List Dated: February 16, 2001 in total amount of \$211,399.47 and dated February 22, 2001 in total amount of \$197,486.87.

Written Communication: 1). Rec. 2/26/01 from PG&E re. A.00-10-031 Corrected statement of Stora Networks Connections, Inc. and PG&E on procedure to augment the record; 2). Rec. 2/26/01 from Varnum, Riddering, Schmidt & Howlett, LLP re. FCC preemption of Local Control of ROW, Fees; 3). Rec. 2/27/01 Before the PUC, A. 97-12-020, I. 97-11-026, A. 94-12-005, I. 95-02-015 re. protest of the ORA to the petition of PG&E for Modification of Decision 00-07-050; 4). Rec. 3/6/01 from PG&E re. A.97-12-020, I.97-11-026, A.94-12-005, I.95-02-015 (U39M) Reply to protest of the ORA to the Petition of PG&E for modification of D.00-07-050; 5). Rec. 3/6/01 A.97-12-020, I.97-11-026, A.94-12-005, I.95-02-015(U39M) Motion of PG&E for order shortening time to file written responses to PG&E motion to extend 5/1/01 deadline for tendering notice of intent associated with PG&E test year 2002 General Rate Case; 6). Rec. 3/6/01 A.97-12-020, I.97-11-026, A.94-12-005, I.95-02-015 (U39M) Motion of PG&E to extend 5/1/01, deadline for tendering notice of intent associated with PG&E Test Year 2002 General Rate Case.

Motion to approve Claims Management Report. (none)

Resolution approving Plans and Specifications, and Authorization to Advertise for Bids for the City Hall/Police Facility Retrofit, City Contract No. 415. TABLED UNTIL 3/27.

Resolution No. 8947 amending the Fiscal Year 2001 Budget and approving a revision to revenue and supplemental appropriation.

Resolution No. 8948 confirming the appointment of Greg Janke as Police Chief.

Resolution No. 8949 approving Plans and Specifications, and Authorization to Advertise for Bids for the Arbor Avenue Sanitary Sewer Replacement Project, City Contract Number 435.

Resolution No. 8950 approving a Permanent Encroachment Agreement for Construction of a Wood Retaining Wall, Brick Pilasters, and Stairs within the Public Right-of-Way at 1908 Arbor Ave.

Motion confirming March 19th as the date for Commission interviews, beginning at 6:30 P.M.

Motion to approve Joint Meeting of the City Council and the Arts and Parks and Recreation Commissions on May 2nd at 7:00 P.M. in the Senior and Community Center.

Consent Calendar adopted as amended. Moved by C. Warden, seconded by C. Wright, and approved unanimously, by show of hands.

OLDBUSINESS

Discussion and direction regarding Council Protocols.

City Manager Kersnar led the discussion regarding the Protocols and requested input from Council.

Council discussion ensued and the following amendments were made:

Action: C. Rianda made a motion to add language in Protocol 9e, Compensation, including Non-Travel Reimbursement - add a number 4 "reimburse direct expenses", this was seconded by C. Wright, and approved on a voice vote of 4-1 (Cook, no)

C. Cook stated she voted no because she was not comfortable with the Mayor making the determination regarding reimbursements to Councilmembers expenses.

C. Rianda made a motion to accept Protocols, with one amendment, and without the alternatives. this was seconded by C. Warden for discussion.

Council discussion ensued.

Council concurred to add language to III Rules of Conduct -page 8, number18 - Polling of the Audience "shall be at the discretion of the Mayor".

Action: C. Wright called the question. This was seconded by C. Warden.

C. Wright withdrew this motion. C. Warden withdrew his second.

Action: on motion by C. Rianda, seconded by C. Wright, and approved on a voice vote of 4-1 (Cook, no) to amend the protocols with the following: :1). add language in Protocol 9-e, Compensation, including Non-Travel Reimbursement - page 16, Number 4, "reimburse direct expenses"; 2). add language to III Rules of Conduct -page 8, Number 18 - Polling of the Audience "shall be at the discretion of the Mayor"; and, 3). adopt Protocols without the alternatives.

NEW BUSINESS

Consideration of a Resolution opposing the Fluoridation of Belmont Water.

City Manager Kersnar explained that staff had amended the Resolution and requested direction from Council on how they would like to proceed.

Council discussion ensued. They agreed to removed the second "Whereas" and requested that a letter be sent to all neighboring cities requesting that they adopt a Resolution opposing Fluoridation in their cities. Council also requested that all parties mentioned in the Resolution, be sent a copy of this Resolution along with the letter from the Mid-Peninsula Water District to the San Francisco PUC. They said they would like to encourage the Legislators in Sacramento to repeal this Bill.

Action: on motion by C. Rianda, seconded by C. Warden, and approved on a vote of 4-0, (Cook, abstained), to adopt:

Resolution No. 8951 opposing the Fluoridation of Belmont Water.

Mr. Kranen, 1902 Notre Dame Avenue, submitted a comment card stating he was against fluoridation.

ADJOURNMENT at this time, being 9:15 P.M., this meeting was adjourned.

Kathy Kern

Belmont City Clerk

Meeting Tape Recorded and Televised

Tape No. 485